FILE COPY

Supreme Court of the

CLARENCE NORRIS,

Appellant,

—against—

STATE OF ALABAMA,

Respondent.

MOTION TO SUBSTITUTE ATTORNEYS.

SAMUEL S. LEIBOWITZ,
Office and Post Office Address,
[illegible] Broadway,
Borough of Manhattan,
New York City.

and

GEORGE W. CHAMLEE,
Office and Post Office Address,
[illegible] East Seventh Street,
Chattanooga, Tennessee.

Rand Ozone Press, Inc., N. Y. C.

Supreme Court of the United States

CLARENCE NORRIS,
Appellant,
—against—
STATE OF ALABAMA,
Respondent.

Notice of Motion.

Sirs:

PLEASE TAKE NOTICE, that on the petition of Clarence Norris, verified the 12th day of January, 1935, a copy of which is hereto annexed, and the affidavit of Samuel S. Leibowitz, verified the 15th day of January, 1935, the undersigned will move this Court at its session to be held on the 21st day of January, 1935, for an order directing the substitution of Samuel S. Leibowitz, Esq., and George W. Chamlee, Esq., as attorneys for the appellant, Clarence Norris, in place and stead of Walter H. Pollak, Esq., and Osmond K. Fraenkel, Esq.

Dated, January 15th, 1935.

Yours respectfully,

SAMUEL S. LEIBOWITZ,
Office and Post Office Address,
225 Broadway,
Borough of Manhattan,
New York City.

and

GEORGE W. CHAMLEE,
Office and Post Office Address,
122½ East Seventh Street,
Chattanooga, Tennessee.

To:

WALTER H. POLLAK, ESQ.,
74 Trinity Place,
New York City.

OSMOND K. FRAENKEL, ESQ.,
76 Beaver Street,
New York City.

Petition of Clarence Norris.

SUPREME COURT OF THE UNITED STATES.

CLARENCE NORRIS,
Appellant,
—against—
STATE OF ALABAMA,
Respondent.

The undersigned hereby requests and moves this Court that Samuel S. Leibowitz, Esq., and George W. Chamlee, Esq., be substituted as his attorneys in the above entitled matter, in place and stead of Walter H. Pollak and Osmond K. Fraenkel, who are now the attorneys of record herein, and that an order to that effect may be entered by this Court.

Dated, Montgomery, Alabama, January 12, 1935.

CLARENCE NORRIS.

WITNESSED:

FRED CURTIS.

State of Alabama,
County of Montgomery.

Before me the undersigned Notary Public, duly appointed, commissioned and qualified in and for the county aforesaid personally appeared Clarence Norris who acknowledged that he executed the foregoing Substitution of Attorneys.

This the 12th day of January, 1935.

W. H. LINDSEY,
Notary Public,
Montgomery County, Alabama.

(Seal)

Affidavit of Samuel S. Leibowitz.

SUPREME COURT OF THE UNITED STATES.

CLARENCE NORRIS,
Appellant,

—against—

STATE OF ALABAMA,
Respondent.

State of New York,
County of Kings—ss.:

SAMUEL S. LEIBOWITZ, having been duly sworn, deposes and says:

That he is a member of the bar of the Supreme Court of the United States, having been duly admitted during the October Term, 1934, to practice before that tribunal, and that he maintains offices and has as his post-office address, 225 Broadway, in the City and State of New York.

That on the 7th day of January, 1935, a writ of certiorari was issued by this Court to the Supreme Court of the State of Alabama ordering that Court and its officers to file in the Supreme Court of the United States the records and proceedings in the case of State of Alabama v. Clarence Norris.

That the said defendant Clarence Norris, by his petition hereto attached, prays that this deponent and one George W. Chamlee be substituted in place and in stead of his present attorneys, Walter H. Pollak and Osmond K. Fraenkel.

That the said George W. Chamlee has also been duly admitted to practice before this Court.

That your deponent has spoken to the said George W. Chamlee about this petition for substitution of counsel, and that George W. Chamlee has assented to serve as one of the attorneys on behalf of the defendant Clarence Norris; that no affidavit by George W. Chamlee is being filed because the said George W. Chamlee is not in the State of New York at the present time.

WHEREFORE, this deponent, on behalf of the petitioner Clarence Norris, prays that an order be made, entered and filed substituting Samuel S. Leibowitz and George W. Chamlee as attorneys, for this defendant in the matter of the State of Alabama v. Norris.

SAMUEL S. LEIBOWITZ.

Sworn to before me this
15th day of January, 1935.

M. E. BIEDERMAN,
Notary Public,
Kings Co. N. Y.